

DECEMBER 1, 2000

The Commission's Executive Director instructed Pushbutton to publish, one time, a prepared Notice of Filing in newspapers of general circulation in the affected areas. The purpose of the Notice of Filing was to inform interested parties of Pushbutton's Application and of the manner and time in which to file the appropriate pleadings for participation in the proceeding. Pushbutton complied with this instruction and provided the Commission with proof of publication of the Notice of Filing. No Petitions to Intervene or Protests were filed.

Thereafter, Pushbutton requested expedited review of its Application. Upon consideration of Pushbutton's request, the Commission finds and concludes that Pushbutton's request for expedited review of its Application should be granted. The Commission finds that a waiver of the formal hearing is in the public interest and will therefore consider the Application without the necessity of a formal hearing. The Commission also notes that it has already granted Pushbutton a Certificate of Public Convenience and Necessity to provide local telecommunications services within South Carolina and notes that the same witness would testify at a hearing on the instant application and would provide essentially the same information regarding the ability of Pushbutton to provide the requested services.

The verified testimony submitted by Lawrence Hansbro, owner, President and Chief Executive Officer of Pushbutton, reveals that the Company seeks certification to operate as a reseller of interexchange telecommunications services. More specifically, the Company intends to provide telecommunications services as a switchless reseller of intrastate, interLATA, and intraLATA long distance toll services, and related ancillary and complementary services, including calling card services. Additionally, the Company plans to provide its services to business and residential customers throughout the State of South Carolina.

According to the testimony, Pushbutton engages in retail sale and servicing of business pager and mobile phones, in the retail sales of prepaid calling cards of other certificated facilities-based interexchange carriers, and in the resell of all forms of local telephone service in the State of South Carolina, as well as in the State of Georgia. The

Company's Certificate of Authority in Georgia was amended this year for Pushbutton to resell all forms of long distance services. Mr. Hansbro presented testimony regarding the Company's managerial, technical, and financial ability to provide telecommunications services in South Carolina.

According to the testimony, Pushbutton will utilize certificated facilities-based interexchange carriers as its underlying carriers to provide transmission and switching services to its customers. Hansbro also testified that Pushbutton fully investigates and attempts to resolve customer complaints in a timely manner and in full compliance with all Commission rules and regulations. The Company's customer complaint department is available twenty-four hours a day, seven days a week. Additionally, according to Mr. Hansbro, the Company's Operations Officer leads Pushbutton's customer service team and supervises all customer service representatives; the Operations Officer has also completed the BellSouth customer service program. The testimony reveals Hansbro has numerous years of experience and training in telecommunications and Pushbutton has a successful provision of cellular services and resale of all forms of local telephone services.

Regarding the Company's financial ability to provide telecommunications services in South Carolina, Hansbro testified Pushbutton has sufficient financial resources necessary to provide quality service to its prospective customers. Additionally, Hansbro stated Pushbutton continues to experience positive growth and sufficient cash flow to provide not only its currently authorized services but also the telecommunications services that it is currently requesting from the Commission.

Pushbutton will market its services through the use of bill inserts, bill messages, business office displays, advanced public relations announcements, media placements, directory advertising and direct mail pieces. The Company does not intend to engage in telemarketing in South Carolina. Hansbro testified that Pushbutton's existence in South Carolina as an reseller of interexchange telecommunications services will provide customers with another choice for the provision of their long distance service and provide this service at competitive prices without any loss of high quality service. Additionally, according to Hansbro, customers in South Carolina will be provided with long distance service not only from a company that they know and trust, but also one that has provided them with their local telecommunications services.

After full consideration of the applicable law, the Company's request for expedited review, the Company's Application, and the verified testimony of Lawrence Hansbro, the Commission hereby issues its findings of fact and conclusions of law:

FINDINGS OF FACT

1. Pushbutton is organized as a corporation under the laws of the State of Georgia and is authorized to do business in the State of South Carolina.
2. Pushbutton seeks to operate as a non facilities-based reseller of interexchange services in South Carolina.
3. Pushbutton has the experience, capability, and financial resources to provide the services as described in its Application.

CONCLUSIONS OF LAW

1. Based on the above findings of fact, the Commission determines that a Certificate of Public Convenience and Necessity should be granted to Pushbutton to provide intrastate interLATA service and to originate and terminate toll traffic within the same LATA, as set forth herein, through the resale of intrastate Wide Area Telecommunications Services (WATS), Message Telecommunications Service (MTS), Foreign Exchange Service, Private Line Service, or any other services authorized for resale by tariffs of carriers approved by the Commission.

2. The Commission adopts a rate design for Pushbutton for its resale of interexchange services which includes only maximum rate levels for each tariff charge. A rate structure incorporating maximum rate levels with the flexibility for adjustment below the maximum rate levels has been previously adopted by the Commission. In Re: Application of GTE Sprint Communications Corporation, etc., Order No. 84-622, issued in Docket No. 84-10-C (August 2, 1984).

3. Pushbutton shall not adjust its interexchange rates below the approved maximum level without notice to the Commission and to the public. Pushbutton shall file its proposed rate changes, publish its notice of such changes, and file affidavits of publication with the Commission two weeks prior to the effective date of the changes. However, the public notice requirement is waived, and therefore not required, for reductions below the maximum cap in instances which do not affect the general body of subscribers or do not constitute a general rate reduction. In Re: Application of GTE Sprint Communications, etc., Order No. 93-638, issued in Docket No. 84-10-C (July 16,

1993). Any proposed increase in the maximum rate level for interexchange services reflected in the tariff which would be applicable to the general body of the Company's subscribers shall constitute a general ratemaking proceeding and will be treated in accordance with the notice and hearing provision of S.C. Code Ann. §58-9-540 (Supp. 1999).

4. If it has not already done so by the date of issuance of this Order, Pushbutton shall file its revised tariff and an accompanying price list within thirty (30) days of receipt of this Order. The revised tariff shall be consistent with the findings of this Order and shall be consistent with the Commission's Rules and Regulations.

5. Pushbutton is subject to access charges pursuant to Commission Order No. 86-584, in which the Commission determined that for access purposes resellers and facilities-based interexchange carriers should be treated similarly.

6. With regard to the Company's resale of service, an end-user should be able to access another interexchange carrier or operator service provider if the end-user so desires.

7. Pushbutton shall resell the services of only those interexchange carriers or LECs authorized to do business in South Carolina by this Commission. If Pushbutton changes underlying carriers, it shall notify the Commission in writing.

8. Pushbutton shall file surveillance reports on a calendar or fiscal year basis with the Commission as required by Order No. 88-178 in Docket No. 87-483-C. The proper form for these reports can be found at the Commission's web site at www.psc.state.sc.us/forms. The title of this form is "Annual Information on South

Carolina Operations For Interexchange Companies and AOS””. Be advised that the Commission’s annual report for telecommunication companies requires the filing of intrastate revenues and intrastate expenses.

9. The Company shall, in compliance with Commission regulations, designate and maintain an authorized utility representative who is prepared to discuss, on a regulatory level, customer relations (complaint) matters, engineering operations, tests and repairs. In addition, the Company shall provide to the Commission in writing the name of the authorized representative to be contacted in connection with general management duties as well as emergencies which occur during non-office hours. Pushbutton shall file the names, addresses and telephone numbers of these representatives with the Commission within thirty (30) days of receipt of this Order. The “Authorized Utility Representative Information” form can be found at the Commission’s web site at www.psc.state.sc.us/forms; this Form shall be utilized for the provision of this information to the Commission. Further, the Company shall promptly notify the Commission in writing if the representatives are replaced.

10. With regard to the origination and termination of toll calls within the same LATA, Pushbutton shall comply with the terms of Order No. 93-462, Order Approving Stipulation and Agreement, in Docket Nos. 92-182-C, 92-183-C, and 92-200-C (June 3, 1993), with the exception of the 10-XXX intraLATA dialing requirement, which has been rendered obsolete by the toll dialing parity rules established by the Federal Communications Commission, pursuant to the Telecommunications Act of 1996 (See, 47 CFR 51.209).

11. As a condition of offering debit card services, the Commission requires the Company to post with the Commission a bond in the form of a Certificate of Deposit worth \$5,000 drawn in the name of the Public Service Commission of South Carolina or a surety bond in the amount of \$5,000 which is payable to the Commission. The Certificate of Deposit shall be drawn on federal or state chartered banks or savings and loan associations which maintain an office in this state and whose accounts are insured by either the FDIC or the Federal Savings and Loan Insurance Corporation. A surety bond shall be issued by a duly licensed bonding or insurance company authorized to do business in South Carolina. This condition may be reviewed in one year.

12. If the Company sells its debit cards to retail establishments for resale of the debit cards, and the retailer of the debit cards deviates from the suggested retail price as filed in the tariff, or as approved by the Commission in a special promotion, then the Company will withdraw its cards from that retail outlet. This Commission strongly suggests that the Company enter into written agreements with its South Carolina retail outlets regarding this policy of abiding by suggested retail pricing prior to the outlet marketing the card.

13. The Company is directed to comply with all Rules and Regulations of the Commission, unless a regulation is specifically waived by the Commission.

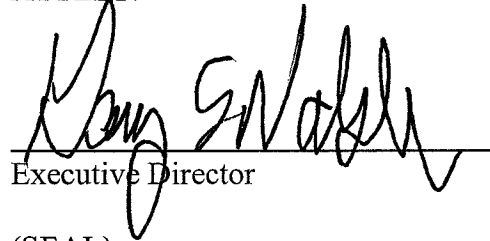
14. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:



Chairman

ATTEST:



Executive Director

(SEAL)